

Notice of Allowability

Application No.

10/771,456

Examiner

Cassandra Davis

Applicant(s)

CHAIMBERG, MICHAEL

Art Unit

3611

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to telephone interview on November 10, 2004.
2. ☒ The allowed claim(s) is/are 1-16.
3. ☐ The drawings filed on _____ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Guy Houle on November 10, 2004.

The abstract has been amendment as follows:

A composite laminated print and frame and method of fabrication is described. A canvas sheet is secured on a flat outer contour surface of a circumferential hollow frame member such that the canvas sheet is accessible from behind the frame. A printed image sheet is bonded on a clear plastic film sheet with an image of the sheet facing the clear plastic film sheet. The plastic film has a marginal extension portion all about the image sheet. The marginal extension portion extends over a circumferential outer side wall of the frame member and is held taunt by fasteners to secure same to the image sheet, adhered to the plastic film sheet, is held taunt over the canvas sheet with the image facing outwardly. Preferably, the plastic film sheet is an embossed plastic film sheet having a visible pattern embossment thereon whereby the image appears to have been painted on the canvas which is secured to the frame under the image sheet bonded to the outer plastic film sheet and The canvas is visible and touchable from the rear of the frame given the impression that the image is directly on the canvas.

The claims have been amendment as follows:

3. A composite laminated print and frame as claimed in claim 2 wherein said visible pattern ~~embossment~~ is a canvas texture embossment.

4. A composite laminated print and frame as claimed in claim 1 wherein said marginal extension portion has a width which is greater than the width of said frame member whereby an end portion of said marginal extension portion can be disposed over said outer side walls of said frame member and secured to a rear face of said frame member.

8. A composite laminated print and frame as claimed in claim 4 wherein said frame member is a rectangular hollow frame formed by straight frame members of rectangular cross-section, said marginal extension portion having a folded concealed pleat formed at corners of said rectangular frame with said marginal extension portion held taunt over said outer side walls of said rectangular frame to form a side wall covering, said side wall covering being painted to delineate said side wall covering from said ~~printed image~~ on said image sheet.

10. A composite laminated print and frame as claimed in claim 5 wherein said rear face is a flat rear wall of said ~~rectangular frame~~ member, said fasteners being staple fasteners, and an adhesive tape disposed over said staple, fasteners, and at least a section of said end portion of said marginal extension portion.

11. A method of constructing a frame comprising the steps of: composite laminated

i) providing a circumferential hollow frame member having flat outer contour surface,

- ii) disposing a canvas sheet taunt over said frame member,
- iii) securing said canvas sheet to said flat outer contour surface,
- iv) laminating a printed image sheet onto a clear plastic film sheet with an image of said image sheet facing said clear plastic film sheet, said plastic film sheet having a marginal extension portion all about said image sheet,
- v) disposing said clear plastic film sheet over said frame member with said printed image sheet aligned with said flat outer contour surface and said image facing outwardly,
- vi) disposing said marginal extension portion over a circumferential outer side wall of said frame member and pulling same taunt thereover, and
- vii) securing an end portion of said marginal extension portion to a rear face of said frame member.

12. A method as claimed in claim 11 wherein said step iv) comprises (a) disposing said printed image sheet at a predetermined location on an uncured adhesive backing of said clear plastic film sheet with said image of said image sheet facing said adhesive backing; (b) placing a backing sheet with an adhesive release coating over said uncured adhesive backing of said clear plastic film sheet, and (c) feeding said image sheet held between said clear plastic film sheet and said backing sheet through a heat laminating machine to bond said image sheet to said adhesive backing of said clear plastic film sheet.

15. A method as claimed in claim 13 wherein said step (vii) comprises stapling said end portion for securing same, and further comprising the step (viii) of securing an

adhesive tape over said staples of said end portion and at least a section of said end portion of said marginal extension portion to conceal said staples of said end portion.

16. A method as claimed in claim 11 wherein said ~~step (i) comprises providing~~ frame member is a rectangular frame member, said step (vi) further comprising forming a folded concealed pleat in said marginal extension portion at corners of said rectangular frame, and after step (vii) painting said marginal extension portion held taunt over outer side walls of said rectangular frame member.

2. The following changes to the drawings have been approved by the examiner and agreed upon by applicant: a bracket has been added to exploded view of figure 5. In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.

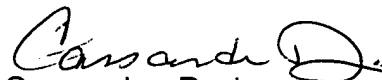
3. The following is an examiner's statement of reasons for allowance: the prior art does not teach nor suggest composite laminate print and frame comprising a canvas secured taunt over a hollow frame and printed image sheet bonded on a clear plastic film sheet with a marginal extension portion about the image sheet, wherein marginal extension portion of the clear plastic film sheet extends over the circumferential outer side wall of the frame member such that the image sheet is held taunt over the canvas sheet and wherein the canvas sheet is touchable from the rear of the hollow frame.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cassandra Davis whose telephone number is 703-308-2223. The examiner can normally be reached on Monday-Friday 8:00-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lesley Morris can be reached on 703-308-0629. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Cassandra Davis
Primary Examiner
Art Unit 3611

CD
November 10, 2004